

## FISCAL NOTE

TO: Chief Clerk of the Senate  
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 20, 1995

SUBJECT: **SB 928 - HB 1393**

This bill, if enacted, will provide, relative to fetal homicide and/or fetus as a victim, that *another person* includes a fetus with combined presence of heart beat and brain wave activity. Present law provides that *a person* or *another person* include a viable fetus. This bill also deletes subsections that state the fetus as victim provisions do not affect legal abortions or medical practices.

The fiscal impact from enactment of this bill is estimated to be an increase in state expenditures in excess of \$100,000 for incarceration\* since the provisions of the bill provide for additional circumstances for criminal actions to be brought.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

\*Section 9-6-119, TCA, requires that: *For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

